ATTORNEY DOCKET NO.: 051438-5002

Application No.: 10/712,265

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REMARKS

This paper is filed after the Notice of Appeal dated September 20, 2006. Applicants

amend claim 28 to correct an obvious typographical error. The amendment, thus, simplifies and

clarifies issues for appeal. Moreover, the amendment contains no matter. Finally, given the

nature of the amendment, the amendment raises no new issues that require further consideration

or search. For all of these reasons, the amendment should be entered.

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby

authorized by this paper to charge any additional fees during the entire pendency of this

application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required,

including any required extension of time fees, or credit any overpayment to Deposit Account 50-

0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION

OF TIME in accordance with 37 C.F.R. §1.1 36(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: September 21, 2006

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